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MORRISON &amp; FOERSTER

In re Application of  
Hammond et al.  
Application No.: 08/722,271  
PCT No.: PCT/US96/02631  
Int. Filing Date: 27 February 1996  
Priority Date: 28 February 1995  
Attorney's Docket No.: 1279-217C2  
For: GENE-TRANSFER MEDIATED  
ANGIOGENESIS THERAPY

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DECISION ON  
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PETITION  
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UNDER 37 CFR 1.47(a)  
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This is a decision in response to the renewed petition under 37 CFR 1.47(a) filed on 29 December 1997 (COM, 22 December 1997), which requests the acceptance of the application without the signature of co-inventors, Mr. Frank J. Giordano and Mr. Wolfgang H. Dillmann. Finance records for this application do not show that the petition fee has been received. Accordingly, the \$130.00 petition fee has been charged to counsel's deposit account No. 03-1952 as authorized in the petition and renewed petition.

A declaration signed by coinventor, H. Kirk Hammond on behalf of himself and the nonsigning named inventors and a statement by Virginia de la Puente accompany the renewed petition together with copies of letters regarding this matter.

The application and papers have been reviewed and have been found to be in compliance with 37 CFR 1.47(a).

CONCLUSION

The renewed petition under 37 CFR 1.47(a) is GRANTED.

The Application Division and the International Division are authorized to accept the application as a 37 CFR 1.47(a) application using the declaration filed 29 December 1997 and to mail a filing receipt. The application has an international filing date of 27 February 1996

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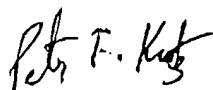
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under 35 U.S.C. 363, and a date of 29 December 1997 under 35 U.S.C. 371(c) and 102(e).

As provided in 37 CFR 1.47(a), a notice of the filing of this application will be forwarded to the non-signing inventor(s) at their last known address of record. Also, a notice of the filing of this application will be published in the Official Gazette.

The application is being returned to the International Division for processing as the U.S. National Stage of the above-identified international application.



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